

In accordance with 2 C.F.R. 200.414(c)(1), a Federal awarding agency may use an indirect cost rate different from the negotiated rate for a class of Federal awards or a single Federal award only when required by Federal statute or regulation, or when approved by a Federal awarding agency head or delegate based on documented justification as described in 2 C.F.R. § 200.414(c)(3). The following programs have been approved by the head of the respective Department of Commerce awarding agency to use a rate that deviates from the Federally negotiated indirect cost rate agreements:

1. National Institute of Standards and Technology (NIST) Summer Undergraduate Research Program (SURF) Program;
2. NIST Summer Institute for Middle School Science Teachers (SI) Program; and
3. NIST Research Experience for Teachers (RET) Program
4. International Trade Administration (ITA) Market Development Cooperator Program (MDCP)

Additional information regarding the NIST programs listed above may be found at:

- i. the NIST OAAM/GMD website <http://www.nist.gov/director/grants/index.cfm>; and
- ii. the federal funding opportunity notice prior to each competition.

Additional information regarding the ITA program listed above may be found at:

- i. the MDCP website <http://trade.gov/mdcp/>; and
- ii. the federal funding opportunity notice prior to each competition.

Questions about these deviations may be directed to John Geisen at (202) 482-0602.